IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

DISTRICT:

CIVIL APPLICATION NO. 1896 OF 2005

IN

SECOND APPEAL NO. 1330 OF 2005

Office Notes,Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Mr. R.Bobde with Mr.U. Mankapure for the Applicant.

None for the Respondent.

CORAM: S.B.DESHMUKH, J.

DATE : 5TH OCTOBER, 2006

P.C.:

Heard learned Counsel for the applicant. None appears for the respondent, though served. Nor reply affidavit is filed.

2. The appeal, after hearing the parties, was admitted by this Court on 23rd August, 2006.

3. The present appeal is filed by the

original defendant, against whom the decree for possession, is passed by the trial Court and subsequently confirmed by the first appellate Court. In this view of the matter, in my view, case for interim relief is established.

4. In the result, there will be interim relief in terms of prayer clause 8(a) of the civil application with liberty in favour of the respondent, in case of justifiable reason. Civil Application, accordingly, is allowed and disposed of.

Sd/-

(S.B.DESHMUKH, J.)